

# EXHIBIT 15

9/10/2024

VirtaMove Corp. v. Amazon.com, Inc., et al.

Donn Rochette

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
MIDLAND/ODESSA DIVISION

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VIRTAMOVE, CORP.,	)
	) CASE NO.
PLAINTIFF,	) 7:24-CV-00030
	)
v.	)
	)
AMAZON.COM, INC.; AMAZON.COM	)
SERVICES LLC; AND AMAZON WEB	)
SERVICES, INC.,	)
	)
DEFENDANTS.	)

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VIDEOTAPED DEPOSITION OF DONN ROCHETTE  
TAKEN REMOTELY VIA ZOOM VIDEOCONFERENCE  
TUESDAY, SEPTEMBER 10, 2024  
11:04 A.M. CDT

REPORTED BY AUDRA E. CRAMER, CSR NO. 9901

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DIGITAL EVIDENCE GROUP  
1730 M Street, NW, Suite 812  
Washington, D.C. 20036  
(202) 232-0646

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1 Corporation?

2 MR. ANAPOL: Jeremy Anapol of Knobbe  
3 Martens Olson & Bear on behalf of Defendants.

4

5 DONN ROCHETTE,

6 having been first duly sworn, was

7 examined and testified as follows:

8

9 MR. ANAPOL: Thank you.

10

11 EXAMINATION

12 BY MR. ANAPOL:

13 Q. Mr. Rochette, thank you again for being  
14 here today, taking time out of your schedule to  
15 help us collect some information that we hope  
16 will be helpful in our case.

17 Have you ever been deposed before?

18 A. No.

19 Q. Okay. So I'll cover some general  
20 background with you just to help you understand  
21 the process.

22 But before that, can we start by having

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1 Silicon Valley know that putting an application  
2 in a container could prevent the application  
3 from accessing files in another container?

4 MR. TONG: Same objection. Calls for a  
5 legal conclusion.

6 I'm also objecting to this whole line  
7 of questioning again as getting into fact  
8 discovery that Mr. Donn Rochette is not  
9 obligated to answer during venue discovery.

10 BY MR. ANAPOL:

11 Q. Do you need me to repeat the question,  
12 Mr. Rochette?

13 A. Yes, please.

14 Q. Sure.

15 By 2002 did software developers in  
16 Silicon Valley know that putting an application  
17 in a container could prevent the application  
18 from accessing files in another container?

19 MR. TONG: Same objections.

20 THE WITNESS: Yes. In the context of  
21 Solaris zones, that is a true statement.

22

1 BY MR. ANAPOL:

2 Q. By 2002 did software developers in  
3 Silicon Valley know that putting an application  
4 in a container could prevent the application  
5 from interfering with applications in another  
6 container?

7 MR. TONG: Same objections. Calls for  
8 speculation. Foundation. Calls for a legal  
9 conclusion. Not venue discovery.

10 THE WITNESS: Again, in the context of  
11 Solaris zones, that would be an accurate  
12 statement. At least in the context of Solaris  
13 zones.

14 BY MR. ANAPOL:

15 Q. What about in the context of OnCore  
16 operating system?

17 A. Yes.

18 MR. TONG: Same objections.

19 THE WITNESS: Well, no, not in OnCore.  
20 In Trigence. Excuse me.

21 BY MR. ANAPOL:

22 Q. So did the OnCore containers not

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1 confine the applications in the container?

2 MR. TONG: Objection. Calls for legal  
3 conclusions.

4 THE WITNESS: Yeah, it's difficult to  
5 answer.

6 The Unix applications running with Unix  
7 were not separated and could affect each other.  
8 Embedded applications were separated.

9 BY MR. ANAPOL:

10 Q. So, in other words, you could have  
11 multiple applications in one container?

12 MR. TONG: Objection. Vague.

13 THE WITNESS: In a Unix context, yes.

14 BY MR. ANAPOL:

15 Q. And the applications running in the  
16 Unix context on top of OnCore would be prevented  
17 from interfering with the applications running  
18 on the real-time portion of the operating  
19 system; correct?

20 A. Yes.

21 MR. TONG: Objection. Calls for a  
22 legal conclusion.

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1 A. Yes.

2 Q. So you're not employed in any state  
3 outside of Iowa; is that right?

4 A. That is right.

5 Q. And are there any states outside of  
6 Iowa that you regularly travel to for business?

7 A. Not for business. Only for personal.

8 Q. And before you retired, you worked for  
9 Cribl; right?

10 A. That is correct.

11 Q. Which was based in San Francisco?

12 A. Yes.

13 Q. And sorry if you already answered this.  
14 I can't recall.

15 How often did you visit San Francisco  
16 when you worked for Cribl?

17 A. About once a year. Not frequently.

18 The company was remote. So we had  
19 people in Europe and all across the United  
20 States, and we all worked remotely.

21 Q. Okay. I just want to get back to  
22 Docker --

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1 A. Okay.

2 Q. -- and then hopefully we'll be able to  
3 wrap up here.

4 So Docker, based on your experience --  
5 I'm sorry. I didn't mean Docker. I meant  
6 Solaris zones.

7 A. Okay.

8 Q. So Solaris zones, based on your  
9 experience, can operate in disparate computing  
10 environments?

11 A. Yes.

12 MR. TONG: Objection. Calls for a  
13 legal conclusion. Daubert.

14 BY MR. ANAPOL:

15 Q. And Solaris zones was capable on  
16 running of on a plurality of servers, meaning  
17 multiple servers?

18 A. Yes.

19 Q. And those servers would include a  
20 processor; right?

21 A. Yes.

22 Q. And an operating system; right?



1 A. Yes.

2 Q. And a kernel; right?

3 A. Yes.

4 Q. And local system files compatible with  
5 the processor?

6 A. Yes.

7 Q. And the server could provide executable  
8 applications related to a service?

9 MR. TONG: Objection. Calls for legal  
10 conclusions. Daubert.

11 THE WITNESS: Yes.

12 BY MR. ANAPOL:

13 Q. And Solaris zones allowed applications  
14 to be executed in a secure environment?

15 A. Correct.

16 MR. TONG: Same objections. And  
17 leading.

18 THE WITNESS: Yes.

19 BY MR. ANAPOL:

20 Q. I will rephrase the last question.

21 Could a server running Solaris zones  
22 provide executable applications relating to a

1 service?

2 MR. TONG: Same objections.

3 THE WITNESS: Yes.

4 BY MR. ANAPOL:

5 Q. And could a server running Solaris  
6 zones execute applications in a secure  
7 environment?

8 MR. TONG: Same objections.

9 THE WITNESS: Yes.

10 BY MR. ANAPOL:

11 Q. And could a server running Solaris  
12 zones store multiple secure containers in  
13 memory?

14 MR. TONG: Same objections.

15 THE WITNESS: Yes.

16 BY MR. ANAPOL:

17 Q. And could those multiple containers  
18 have applications and system files in them?

19 MR. TONG: Same objections.

20 THE WITNESS: Yes.

21 BY MR. ANAPOL:

22 Q. And would those containers use the

1 kernel from the operating system hosted on the  
2 server?

3 MR. TONG: Same objections.

4 THE WITNESS: Yes.

5 BY MR. ANAPOL:

6 Q. And that kernel would be on the server  
7 regardless of whether it was running any  
8 containers; right?

9 MR. TONG: Same objections.

10 THE WITNESS: Yes.

11 BY MR. ANAPOL:

12 Q. Would the kernel be running on the  
13 operating system regardless of whether the  
14 server was running any containers?

15 MR. TONG: Same objections.

16 THE WITNESS: Yes. The kernel would  
17 run first and foremost, yes, in all instances.

18 BY MR. ANAPOL:

19 Q. And would the system files in the  
20 containers be compatible with the kernel?

21 MR. TONG: Same objections.

22 THE WITNESS: That is a major

1 difference. In zones they would have to be  
2 compatible with the kernel and the version of  
3 the kernel being used, yes.

4 BY MR. ANAPOL:

5 Q. And did each container have its own  
6 kernel or did they share a kernel?

7 A. No --

8 MR. TONG: Same objections.

9 THE WITNESS: -- one kernel shared  
10 by -- oh, I'm sorry.

11 One kernel shared by all applications.

12 BY MR. ANAPOL:

13 Q. And could a container contain system  
14 files that were also present outside of the  
15 container?

16 MR. TONG: Same objections.

17 THE WITNESS: I'm sorry. Could you  
18 clarify that.

19 BY MR. ANAPOL:

20 Q. Yeah. So imagine you have a service  
21 running outside of the container, like, you  
22 know, you have an instance of Apache, for

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1 STATE OF CALIFORNIA )  
2 COUNTY OF LOS ANGELES ) SS.

3

4 I, AUDRA E. CRAMER, CSR No. 9901, in and for the  
5 State of California, do hereby certify:

6 That, prior to being examined, the witness named  
7 in the foregoing deposition was by me duly sworn to  
8 testify the truth, the whole truth and nothing but the  
9 truth;

10 That said deposition was taken down by me in  
11 shorthand at the time and place therein named, and  
12 thereafter reduced to typewriting under my direction,  
13 and the same is a true, correct and complete transcript  
14 of said proceedings;

15 I further certify that I am not interested in the  
16 event of the action.

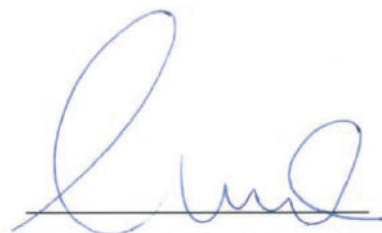
17 Witness my hand this 18 day of September,  
18 2024.

19

20

21

22



Certified Shorthand  
Reporter for the  
State of California